

Steven J. Nataupsky (CA SBN 155913)  
steven.nataupsky@knobbe.com  
Lynda J. Zadra-Symes (CA SBN 156511)  
lynda.zadrasymes@knobbe.com  
Paul A. Stewart (CA SBN 153467)  
paul.stewart@knobbe.com  
Jacob R. Rosenbaum (CA SBN 313190)  
jacob.rosenbaum@knobbe.com  
KNOBBE, MARTENS, OLSON & BEAR, LLP  
2040 Main Street, Fourteenth Floor  
Irvine, CA 92614  
Phone: (949) 760-0404  
Facsimile: (949) 760-9502

Attorneys for Plaintiff  
MONSTER ENERGY COMPANY

IN THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

MONSTER ENERGY COMPANY,  
a Delaware corporation,

Plaintiff,

v.

JOE ENTERPRISE INC., a  
Massachusetts corporation; and  
JAMES FINNEY, an individual,

Defendants.

Case No. 5:22-cv-01458-AB-SP

**DECLARATION OF JACOB R.  
ROSENBAUM IN SUPPORT OF  
MONSTER ENERGY  
COMPANY'S MOTION TO  
COMPEL DEFENDANTS TO  
PROVIDE RESPONSES TO  
INTERROGATORIES AND  
DOCUMENT REQUESTS**

Discovery Document: Referred to  
Magistrate Judge Sheri Pym

1 I, Jacob R. Rosenbaum, hereby declare as follows:

2 1. I am a partner in the law firm of Knobbe, Martens, Olson & Bear,  
3 LLP, counsel for Plaintiff Monster Energy Company (“Monster”) in this action.  
4 I have personal knowledge of the matters set forth in this declaration and, if  
5 called upon as a witness, would testify competently thereto. I submit this  
6 Declaration in support of Monster’s Motion to Compel Defendants to Provide  
7 Responses to Interrogatories and Requests for Production of Documents.

8 2. Attached hereto as **Exhibit 1** is a true and correct copy of an email  
9 chain between counsel for Defendants and myself between April 13 and May 25,  
10 2023.

11 3. Attached hereto as **Exhibit 2** is a true and correct copy of Monster’s  
12 First Set of Interrogatories to Defendants (Nos. 1-11) dated March 6, 2023.

13 4. Attached hereto as **Exhibit 3** is a true and correct copy of Monster’s  
14 First Set of Requests for Production of Documents to Defendants (Nos. 1-25)  
15 dated March 6, 2023.

16 5. Attached hereto as **Exhibit 4** is a true and correct copy of this  
17 Court’s 1) December 6, 2022 Order re: Jury/Court Trial and 2) April 18, 2023  
18 Order Granting Stipulation to Modify the Pretrial Scheduling Order.

19 6. Attached hereto as **Exhibit 5** is a true and correct copy of the  
20 Complaint in this matter, filed on August 18, 2022.

21 7. On May 31, 2023, I met and conferred with counsel for Defendants  
22 regarding Defendants’ failure to respond to Monster’s discovery requests. The  
23 parties were unable to reach an agreement.

24 8. During the meet and confer, Defendants’ counsel could not provide  
25 a date by which Defendants would be able to provide responses or produce  
26 documents in response to Monster’s discovery requests.

27 9. To date Defendants have not provided any responses to Plaintiff’s  
28 Interrogatories or Requests for Production of Documents.

